

**SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT**

255667

DATE OF REPORT (DAY-MO.-YEAR)

19 October 1999

21 October 1999

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION ☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS

☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM-INVESIGATOR'S NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
Sharon Wong		INV	63			113
ADDRESS OF INCIDENT		DATE OF INCIDENT - TIME		BEAT OF INCIDENT		LOCATION CODE*
15 North Clark (outside)		07 Aug 99 1830		1824		17
NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
1. Eddie Garrett		PO	9642			018
2. Aaron Cunningham		PO	15522			018
SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
1. M/B	61	16 Jun 86		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		PHYS. COND. CODE† 01
2. M/B	67	29 Jun 98		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
IF APPLICABLE - DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE	
1.						
2.						
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE PHYS. COND. CODE†
						F/B 58 01
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE PHYS. COND. CODE†
					none	F/B 74 01
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE PHYS. COND. CODE†

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

(SEE REPORT)

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property - Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

I.A.D. PHYSICAL CONDITION CODES†

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

* IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

(SEE PAGES THREE THROUGH SEVEN)

SUMMARY

ATTACH- MENTS	INVESTIGATIVE REPORTS— SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS— SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	1,2,4,6,11	25,29,30	none	31

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS;

Accused #1 - PO Eddie Garrett
Allegations #1 thru #5 - Not Sustained

Accused #2 - PO Aaron Cunningham
Allegations #1 & #2 - Not Sustained

APPROVED:

[REDACTED]

O.P.S. Assistant Supervisor Andrew Butler #261

FINDINGS—RECOMMENDATIONS

DATE INITIATED
(DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION) 10 Aug 99

DATE COMPLETED
(DATE OF THIS
REPORT) 19 Oct 99

ELAPSED TIME
(TOTAL TIME,
EXPRESSED IN DAYS) 70 Days

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF PAPER TO CONTINUE ANY ITEM.

ALLEGATIONS:

Sergeant Frances Camacho, Star #1166, of 001st District, telephoned the Office of Professional Standards, on 08 August 1999, at 0115 hours, and registered a complaint on behalf of [REDACTED] with Investigator Robert Troy, Star #253, of Unit 113. The complainant, [REDACTED] alleged that on 07 August 1999, at 1900 hours, in front of the [REDACTED] located at 15 [REDACTED] North Clark, the accused **Officer Eddie Garrett:**

- (1) Grabbed her arm and handcuffed her too tightly.
- (2) Called her a "motherfucker."

It is further alleged that while in an alley:

- (3) Held a gun to her head

It is further alleged that while at the police station:

- (4) Refused to loosen the handcuffs after she told him the handcuffs were too tight.

It is further alleged by [REDACTED] that on 29 August 1999, between 1830 and 1900 hours, at the [REDACTED] on State Street, **Officer Eddie Garrett:**

- (5) Threatened to harass [REDACTED] every time he saw her.

The complainant, [REDACTED], alleged that on 07 August 1999, at 1900 hours, at the [REDACTED] located at 15 [REDACTED] North Clark, the accused **Officer Aaron Cunningham:**

- (1) Called her a "motherfucker."

It is alleged that while in an alley:

- (2) Held a gun to her chest.

INVESTIGATION:

The allegations are as stated in the "Allegations" Section of the Summary Digest Report.

In an oral interview, by telephone, with [REDACTED] related that on 07 August 1999, she had gone to the [REDACTED] to pick up [REDACTED] for [REDACTED]. After picking up the newspapers, [REDACTED] took them over to [REDACTED] where [REDACTED] was waiting. [REDACTED] stated that [REDACTED] When [REDACTED] arrived at the store, she handed [REDACTED] the [REDACTED], and she observed three other people, two female blacks and one male white, standing in front of the store, arguing. A manager came out and told the three people that they could not stand in front of the store. The manager threatened to call the police. The three people walked away slowly. According to [REDACTED] the manager must have called the police because a marked car drove up and drove around before coming back to the store. [REDACTED] stated that at the same time, one of the females returned to the store, but as soon as the marked police car came around to the store, the female left. Two officers, now known as Officer Eddie Garrett and Officer Aaron Cunningham, pulled up in the police car. Officer Garrett stated, "That's her." [REDACTED] thought Officer Garrett was referring to the female black that had returned to the store, but Officer Garrett called over to where [REDACTED] were seated, to "Come here."

[REDACTED] asked Officer Garrett if he was talking to her and he replied that he was talking to her. [REDACTED] walked over to the car. Officer Cunningham was sitting in the car. Officer Cunningham asked [REDACTED] for her identification while Officer Garrett exited the car and approached her. Officer Garrett asked [REDACTED] for her identification for selling [REDACTED]. [REDACTED] told Officer Garrett that she did not sell the [REDACTED]. She stated that he asked her what she was doing there and she responded that she was "enjoying the weather." At that time, Officer Garrett ordered her to stand up. [REDACTED] stated that as she stood up, she noticed his name tag so that she could address him. She stated that Officer Garrett observed this and grabbed her by the arms and handcuffed her very tightly. [REDACTED] protested that he was going to break her wrists. He responded by telling her that he was a police officer and he could do that. She was told by him that she was going to jail and he walked her to the police car, and called her a "motherfucker". [REDACTED] asked Officer Garrett to wait and she would get the store manager, but the officers would not let her. Finally, an unidentified man came out and then went back inside the store to get the manager. [REDACTED] stated that four employees came out. The employees told Officer Garrett that he had the wrong people, but Officer Garrett told the employees that [REDACTED] was being arrested for something else. [REDACTED] stated [REDACTED] was given a ticket for disturbing the peace and [REDACTED] was taken to the police station.

INVESTIGATION: (continued)

██████████ stated that while on the way to the police station, she tried to explain to Officer Garrett why she was looking at his name tag. Officer Garrett told her that she didn't have to know his "motherfucking" name or star number, and that all she needed to know was "officer". ██████████ stated that the officers took her to an unknown location near Clark and North Avenue, and parked. Officer Garrett told ██████████ that she had 25 seconds to give him names of drug dealers, robbers, etc. She stated they stayed for about five seconds then drove to an alley. Officer Garrett told Officer Cunningham to write ██████████ a ticket and let her go, but Officer Cunningham said, "no" and that she was going to give them some names. ██████████ stated she was taken out of the car. Officer Garrett took his weapon and touched her left temple with the weapon. Officer Cunningham took his weapon and touched her chest with the weapon. She stated the officers then placed her back into the car and drove her to the police station.

At the police station, ██████████ was placed into a room. She complained about the handcuffs being too tight, but the officers ignored her. ██████████ wanted to speak to their superiors, but they just laughed at her. At that time, she stated there was a male black in the room who was arrested for drug related charges. ██████████ stated she was moved to another room. She complained again about the handcuffs being too tight. Officer Garrett was not in the room, but Officer Cunningham responded by placing a second pair of handcuffs on her. When Officer Garrett came into the room, she asked him to loosen the handcuffs, but Officer Cunningham said he would do it and removed the handcuffs from her wrists. At that time, there was a female black who was arrested for something to do with bad checks ██████████ stated she sustained swollen arms, but did not seek medical attention.

In an oral interview, by telephone, ██████████ related that on 07 August 1999, she waited for ██████████ to bring her the ██████████. ██████████ they sat in front of the store, talking to two female blacks. A male white appeared and started arguing and fighting with the two females. The store's manager, ██████████ became aware of the argument and fight, and he called the police. ██████████ left the store and went home. When the police arrived, Officer Garrett and Officer Cunningham, parked the car in front of the store and sat there, then they drove away, but returned in less than five minutes. They parked the car in front of the store. Officer Garrett stated, "Come here." ██████████ asked Officer Garrett if he was talking to her and he responded again, "Come here." ██████████ walked over to him. Officer Cunningham asked her if she had a State Identification card. ██████████ stated she did not, but had a ██████████ identification card and showed it to him. As Officer Cunningham spoke to her, Officer Garrett approached ██████████ was sitting down when Officer Garrett approached her and stated, "Since you can't get up and come see what I want, you're going to jail." and handcuffed ██████████ was placed in the squad car ██████████ was issued a ticket and asked Officer

INVESTIGATION: (continued)

Garrett why. Officer Garrett told her that she and [REDACTED] were fighting over a man. Officer Garrett told [REDACTED] that he did not want to see her in front of the store again, and if he did see her, he would arrest her. [REDACTED] told officer Garrett that he was wrong and told him to speak to the managers of the store. She stated that Officer Garrett went into the store and came back out with the [REDACTED]. All three managers told Officer Garrett that he had the wrong people, but Officer Garrett told them that she and [REDACTED] were being written up for something else. [REDACTED] was issued a ticket for Disorderly Conduct and Disturbing the Peace, and [REDACTED] was taken to the police station. On 29 August 1999, at approximately 1830 hours, [REDACTED] stated she was selling [REDACTED] located on State Street, when Officer Garrett threatened to give her a "hard time" which she thought was harassment. [REDACTED] asked Officer Garrett why he was harassing her since she didn't do anything wrong, he told her "because I can".

In an in person oral interview, [REDACTED] of [REDACTED] on Clark Street, related that on 07 August 1999, in the evening hours, he had gotten numerous complaints from the condominium association of the building that there were too many venders, standing on private property in front of the store's entrance. He was told to just call the police. He stated on the date and time in question, he saw a female and male who were regular [REDACTED] venders. There were two other females in front of the store that he did not recognize. [REDACTED] stated that the four persons were arguing on who was going to sell the [REDACTED] in front of the store. He called the police then went home. He had no knowledge of what had taken place when the police arrived.

In an oral interview, by telephone, [REDACTED] related to the reporting investigator that he was instructed by [REDACTED] to call the police. [REDACTED] stated there were two females and one male black outside. When the police arrived, he went outside and told the police to remove the venders. [REDACTED] went back into the store. He had no knowledge of what had taken place with the three persons and the officers.

[REDACTED] stated that while she was at the police station, there was a male black, who was arrested for narcotics, [REDACTED], in the same room as she was in when she complained that the handcuffs were too tight. [REDACTED] was arrested on 07 August 1999, for [REDACTED]. Attempts to obtain an interview with [REDACTED] were made to verify [REDACTED] story, but were unsuccessful.

[REDACTED] stated that she was moved to another room at the police station, where she

INVESTIGATION: (continued)

complained again about the handcuffs being too tight. She stated at that time, there was a female black who was arrested for theft. [REDACTED] was arrested for theft. Attempts to obtain an interview with [REDACTED] were made to verify [REDACTED] story, but were unsuccessful.

Officer Eddie Garrett and Officer Aaron Cunningham were the arresting officers. Officer Garrett submitted a report regarding the incident. He stated that he was assigned to a call of a disturbance at the [REDACTED]. There were two females in front of the store. He stated one was selling [REDACTED] and the other female was begging, which caused the patrons of the store to complain. The one female who was begging, now known as [REDACTED], could no produce a [REDACTED] and was subsequently arrested. He denied the allegations made against him. In regards to [REDACTED] Officer Garrett stated he never threatened to harass her.

Officer Aaron Cunningham submitted a report. He reported basically the same as Officer Garrett. He stated he had no knowledge of a request to loosen the handcuffs on [REDACTED]. He stated he was professional and denied the allegations made against him.

CONCLUSION:

It is recommended that the findings be Not Sustained against Officer Eddie Garrett. There is no evidence in this investigation that supports mistreatment of the complainants. In regards to the handcuffs being too tight, [REDACTED] presented two unknown persons that may have heard her request that the handcuffs be loosen, but these two persons did not come forward.

It is recommended that the finding be Not Sustained against Officer Garrett for threatening to harass [REDACTED] every time he sees her. Officer Garrett has only seen [REDACTED] on 29 August 1999 after the incident of 07 August 1999. There is no evidence that proves or disproves this allegation at this time.

It is recommended that the finding be Not Sustained against Officer Aaron Cunningham.

[REDACTED]